

H-8220

1 Amend House File 2475 as follows:

2 1. By striking everything after the enacting clause
3 and inserting:

4 <Section 1. NEW SECTION. 216A.105 Deliverable
5 fuels — mandatory delivery — qualifications.

6 1. A deliverable fuel vendor engaged in the
7 business of providing deliverable fuel to customers in
8 this state shall not withhold the sale or delivery of
9 deliverable fuel to a customer between November 1 and
10 April 1 annually if the customer makes a cash payment
11 for deliverable fuel in the amount of five hundred
12 dollars; or, if the fuel is propane, the cash payment
13 shall be five hundred dollars or an amount equal to
14 the price in effect at the time of delivery for three
15 hundred gallons of propane, whichever is greater.

16 2. A deliverable fuel vendor providing deliverable
17 fuel to a customer may apply a customer's cash payment
18 pursuant to subsection 1 as follows:

19 a. Seventy-five percent toward the current
20 deliverable fuel sale or delivery.

21 b. Twenty-five percent toward any unpaid balance.

22 3. A customer shall be responsible for the
23 reasonable cost of system safety checks conducted by
24 a deliverable fuel vendor, unless the cost is paid
25 for with program funds. System safety check payments
26 shall be in addition to, and shall not reduce, the cash
27 payment otherwise available for deliverable fuel sale
28 or delivery. A propane vendor conducting a system
29 safety check shall inform customers of the existence
30 of projects developed by the Iowa propane education
31 and research council to provide assistance to persons
32 eligible for the program, if applicable, based upon the
33 results of the safety check.

34 4. A customer of a deliverable fuel vendor with an
35 unpaid balance owing to that vendor shall not attempt
36 to obtain deliverable fuel from another vendor pursuant
37 to this section unless and until a reasonable payment
38 arrangement for paying off the unpaid balance has been
39 entered into between the customer and the deliverable
40 fuel vendor. The division shall provide assistance in
41 facilitating a reasonable payment arrangement.

42 5. A deliverable fuel vendor is not prohibited
43 from withholding the sale or delivery of deliverable
44 fuel to a customer who cannot make a cash payment for
45 deliverable fuel as required in subsection 1.

46 6. For the purposes of this section, unless the
47 context otherwise requires:

48 a. "Customer" means an existing customer of a
49 deliverable fuel vendor who has qualified for the
50 federal low-income home energy assistance program for

1 the purchase or delivery of deliverable fuel.
2 *b. "Deliverable fuel"* means propane or any other
3 heating fuel sold and delivered in this state for home
4 heating purposes.
5 *c. "Deliverable fuel vendor"* means a retail propane
6 marketer or marketer of a deliverable fuel other than
7 propane that has agreed to participate in the federal
8 low-income home energy assistance program.
9 *d. "Program"* means the federal low-income home
10 energy assistance program.
11 *e. "Propane"* and *"retail propane marketer"* mean the
12 same as defined in section 101C.2.
13 Sec. 2. REPEAL. Section 101C.14, Code 2009, is
14 repealed.
15 Sec. 3. EFFECTIVE UPON ENACTMENT. This Act, being
16 deemed of immediate importance, takes effect upon
17 enactment.>

WAGNER of Linn